

**BILLINGS COUNTY BOARD OF COUNTY COMMISSIONERS**  
**REGULAR MEETING – DECEMBER 1, 2009**

The meeting was called to order at 9:00 A.M. with Commissioners Kasian Arthaud, and Thompson in attendance.

Thompson moved to approve the minutes from the November 3, 2009 regular meeting. Arthaud seconded.

Others present during portions of the meeting were: Tom Turck and Sharon Small, U.S. Forest Service; Emergency Manager Pat Rummel; Ambulance Director Kari Klang; KLJ Engineer Craig Kubas.

Election of the board Chairman and Vice Chairman for 2010 took place. Kasian moved to nominate Commissioner Arthaud to the Chairman position. Thompson seconded. All voted aye. Arthaud moved to nominate Commissioner Thompson to the Vice Chairman position. Kasian seconded. All voted aye. The board then reviewed their respective affiliate board representative positions for the year 2010.

The board reviewed a request from the Belfield/Medora Area Salvation Army for a funding donation. Thompson moved to approve \$750.00. Arthaud seconded. Motion carried.

Pat Rummel and Kari Klang informed the board that they obtained a grant to hire a part-time paramedic and pay the volunteer ambulance members on-call time. They also gave an update on the quotes for the purchase of the new ambulance.

Tom Turck and Sharon Small with the United States Forest Service met with the board to discuss the designation of the Elkhorn Ranch as a National Historic District. Tom wrote the proposed nomination for the Elkhorn Ranch designation. It is the understanding of the board that the nomination would impede the intent of the original purchase agreement to allow grazing and oil production on that site, therefore the county will continue to oppose the designation. Sharon said that if the designation goes through, the grazing and oil production will continue.

Craig Kubas with Kadrmas, Lee, & Jackson met with the board for the monthly engineer's report.

12:00 to 1:00 P.M. The board recessed for lunch.

The board received and approved the following permits:

Construction in County Right-of-Way Permit:

- Quest – Section 34, Township 140, Range 100

The 2010 Beer and Liquor License applications for Club 85, Tjaden Terrace, and Bully Pulpit Golf Course were presented. Kasian moved to approve the applications and grant the licenses. Arthaud seconded. All voted aye.

The following board expirations were brought before the board:

- Dale Evoniuk - 3 year term on the Water Resource Board expires Dec. 31, 2009. Kasian moved to appoint him to another three year term. Thompson seconded. All voted aye.
- Clay Banyai – 3 year term on the School District Reorganization Committee expires Dec. 31, 2009. Thompson moved to appoint him to another three year term. Thompson seconded. All voted aye.

Discussion of employees donating sick leave to another employee took place. Arthaud moved to adopt the policy of allowing employees to donate accrued sick leave to another employee if the donor has more than 15 days accrued. The employee has to keep a minimum of 15 days after donating time. Kasian seconded. All voted aye.

Arthaud moved to approve resolution number 2009-13 designating the office of Billings County State's Attorney as an appointed position. Thompson seconded. All voted aye.

Billings County Resolution Number 2009-13

WHEREAS, the office of Billings County State's Attorney is currently an elected position, requiring any candidate who wishes to have his/her name on the election ballot for that position to be a qualified elector of Billings County, ND, and a licensed attorney in the State of North Dakota; and

WHEREAS, it appears to the Billings County Board of County Commissioners that it would be in the best interests of the County to redesignate the Office of Billings County State's Attorney as an appointed position, due to a scarcity of qualified election candidates.

NOW, THEREFORE, BE IT HEREBY RESOLVED:

1. That, pursuant to NDCC 11-10.2-02, the Office of Billings County State's Attorney is redesignated as an appointed position, with appointment to be made at the expiration of the term of the current elected State's Attorney.
2. This is a preliminary resolution, which shall be published for two consecutive weeks in the Billings County Pioneer within 30 days hereof, and which shall be the subject of a public hearing to be scheduled in the near future.
3. It is anticipated that such appointment will be made on a year-to year basis, beginning January 1, 2011, and that the position of Billings County State's Attorney will not be on the 2010 election ballot.

Date at Medora, ND, this 1st day of December, 2009

ss: Michael E. Kasian, Bd. Chairman  
Attest: Joan Jurgens, Billings County Auditor

The board set the mid December special meeting date for December 14, 2009 at 9:00 A.M. to approve any remaining 2009 bills to be paid with December payroll and to review any budget adjustments and budgeted transfers necessary.

The board approved the revenue vouchers for the month of November: Recorder \$2,983.25 November Collections; Zoning Inspector \$200.00 Zoning Permit; Clerk of Court \$210.00 County Fees and \$1,408.00 State Fees; Sheriff \$350.00 November Collections.

Revenues for materials and/or services rendered in November: Larry Johnson \$510.90 scoria and hauling; Doug Paluck \$547.65 scoria & hauling; Doug Paluck \$652.80 scoria & hauling; Randy Kuntz \$68.87 weed chemical; TRMF \$339.45 weed spraying; Roger Decker \$119.10 rock; Brandon Richard \$176.40; Tom Redmond \$22.95 weed chemical; Joe Kessel \$71.50 dental insurance; Roger Klym \$575.63 gravel & hauling; Continental Metal Products \$65.40 scrap metal; Rodney Krogh \$427.80 scoria & hauling; Cody Cerkoney \$231.39; Pride Energy Co. \$16.13 County Map; Lynn Arthaud \$6.97 antibacterial wipes; Tim Armbrust \$127.91 weed spraying; Scott Borense \$26.88 County Map; Public \$75.25 Maps; Myran Burian \$205.16 Weed Spraying; Missouri Basin \$125.00 Pit Inspection; Martha Namyniuk \$94.90 Weed Spraying.

Revenues for the month of November: Highway Distribution \$5,919.42; Interest \$14,780.23; Oil & Gas Production Tax \$362,381.57; Permits \$6,310.00; Royalties \$37,597.46

The following claims were approved for payment:

Adams, Kenneth L.	Rough Scoria	96314	\$	416.00	3
Advanced Business Methods	Land Use Plan – Copier Rental	96315	\$	106.96	
Alternative Sanitation	Haul Waste	96316	\$	141.00	1, 2, 3
Ameripride Linen Service	Mat Rental	96317	\$	42.85	3
Arthaud, Lynn	Tax Director – Travel	96318	\$	1,131.75	
Billings County Auditor	Courthouse – Maintenance Supplies	96319	\$	67.00	
Billings County Rural Fire District	Taxes	96320	\$	40.07	
Billings County Historical Society	Taxes	96321	\$	235.44	
Billings County Pioneer	Publishing	96322	\$	480.69	
Billings County School District	Weed – Shop Rent	96323	\$	300.00	Weed
Billings County School District	Taxes	96324	\$	177,013.93	
Billings County Sheriff	S.O. – Travel Expenses	96325	\$	138.60	
Beall Corporation	Parts & Supplies	96326	\$	62.49	1
Belfield Automotive Supply, Inc.	Parts & Supplies	96327	\$	807.72	2, 3
Best Energy	Propane	96328	\$	1,750.00	
Blue Cross Blue Shield of N.D.	Dental & Vision Premiums	96329	\$	2,128.70	1, 2, 3, W, G
Brooks & Associates, C.E.	Land Use Plan – Roadless	96330	\$	19.87	
Brooks & Associates, C.E.	Land Use Plan – Grazing Allotment	96331	\$	28,302.62	
Bullberry Systems, Inc.	911 Software Maintenance	96332	\$	3,262.50	

Butler Machinery Company, Inc.	Parts & Supplies	96333	\$	260.00	2
Care, Inc.	Ambulance – Service	96334	\$	41.79	
Coca-Cola Bottling Company	Soda Pop	96335	\$	76.97	
Comfort Inn – Bismarck	D.E.M. – Travel	96336	\$	59.00	
Comfort Suites – Bismarck	Risk Management – Travel	96337	\$	63.00	
Copy X-Press	S.O. – Decals	96338	\$	85.00	
Creative Energy	Diesel	96339	\$	3,690.80	1
Dakota Farm Equipment, Inc.	Courthouse – J.D. Sweeper Tractor	96340	\$	14,900.00	
Dakota Farm Equipment, Inc.	Parts & Supplies	96341	\$	1,649.00	3
Dakota Filter Supply	Parts & Supplies	96342	\$	306.73	3
Dakota Sports	S.O. – Parts & Repairs	96343	\$	107.49	
Dakota Water Treatment	Water System	96344	\$	25.00	1
Dan’s Interstate Conoco	S. O. – Gas	96345	\$	339.60	
Dickinson Public Library	Library Services	96346	\$	6,905.93	
Emergency Medical Products, Inc.	Risk Management – Supplies	96347	\$	676.07	
Fiesel, Carmen J.	E.M.T. Class - Mileage	96348	\$	42.90	
Fisher Industries	Washed Rock	96349	\$	2,080.25	1, 3
Gerbig, Gordon	Weed Board – Mileage	96350	\$	356.20	Weed
Golden Valley County	Social Service	96351	\$	5,521.60	
Griffin-Abrahamson, Mary	Weed Secretary – Mileage	96352	\$	170.45	Weed
Guardian Safety & Supply	D.E.M. – Equipment	96353	\$	3,491.00	
Haag, Martin	Weed Board – Mileage	96354	\$	264.40	Weed
Hasselstrom Estate, Hazel	Radio Tower Lease	96355	\$	300.00	
Heiman Inc.	Fire Truck Package	96356	\$	209,636.95	
Hlebechuk Construction, Inc.	Blade Roads & Oyhus Pit	96357	\$	34,606.00	2
Holiday Inn – Fargo	Tax Director – Travel	96358	\$	63.00	
JB’s Window Cleaning Service	Courthouse – Maintenance	96359	\$	450.00	
Jurgens, David	S.O. – Travel	96360	\$	40.00	
Jurgens, Joan	Auditor – Travel	96361	\$	90.40	
Kadmas, Lee, & Jackson, Inc.	Engineering	96362	\$	10,888.76	1, 3
Kasian, Mike	Commissioner – Mileage	96363	\$	134.75	2
Kessel, Anthony	Weed Board – Mileage	96364	\$	180.15	Weed
Kohler Communications, Inc.	Radio Equipment	96365	\$	45.00	1
Krivoruchka, Roy	Road Construction Site Rental	96366	\$	1,200.00	2
Mid-American Research Chemical	Courthouse – Maintenance Supplies	96367	\$	237.56	
Mark’s Tire Service, Inc.	Courthouse – Maintenance Supplies	96368	\$	106.95	
Medora, City of....	Taxes	96369	\$	12,949.49	
Metro-Billing Services	Ambulance – Software Setup	96370	\$	500.00	
Midstate Telephone Company	Courthouse – Telephone Service	96371	\$	988.35	
Midstate Communications	Supt. of Schools – Telephone	96372	\$	40.74	
Missouri Valley Petroleum, Inc.	Gas, Oil, & Diesel Fuel	96373	\$	14,431.15	2, 3, G
N.A.C.R.C.	Recorder – 2010 Membership Dues	96374	\$	55.00	
N.D. Association of Counties	Taxes	96375	\$	70.00	
N.D. Cowboy Hall of Fame	Meeting Room Maintenance	96376	\$	200.00	
N.D.P.E.R.S.	Health Insurance Premium	96377	\$	27,905.45	1, 2, 3, W, G
N.D. Sheriff & Deputies Association	S.O. – 2010 Membership Dues	96378	\$	20.00	
N.D. State Radio Communications	911 Services	96379	\$	110.88	
N.D. State Treasurer	Clerk of Court Fees	96380	\$	1,411.90	
N.D. Weed Control Association	Annual Convention Fees	96381	\$	180.00	Weed
Newby’s Ace Hardware	Parts & Supplies	96382	\$	670.60	1, G
Northern Improvement Company	Omega Mix	96383	\$	67.50	1
Nova Fire Protection	Courthouse – Repairs	96384	\$	1,000.00	
Northwest Tire, Inc.	Tires	96385	\$	6,374.15	1, 3
Off Road Software, Inc.	GIS Software	96386	\$	1,400.00	
OK Tire Stores	Tires	96387	\$	647.14	3
Oyhus Land Company	Rough Scoria	96388	\$	11,512.00	2
Parties Plus	Recorder – Supplies	96389	\$	41.00	
Performance Truck Center	Parts & Repairs	96390	\$	1,879.30	1, 2
Pitney Bowes Reserve Account	Replenish Postage Meter	96391	\$	1,200.00	
Porter Motors, Dan	Courthouse – Parts & Supplies	96392	\$	259.38	
Pump Systems, Inc.	Parts & Supplies	96393	\$	2,121.57	3, Weed
RDO Equipment Company	Parts & Supplies	96394	\$	182.64	2
RDO Equipment Company	2009 J.D. Backhoe	96395	\$	57,650.00	2
Redmond, Perry	Weed Board – Mileage	96396	\$	116.00	Weed
Redmond, Thomas	Weed Board – Mileage	96397	\$	70.20	Weed
Richland County Auditor	W-2 Year End Forms	96398	\$	33.51	
Roosevelt-Custer Regional Council	Zoning Updates	96399	\$	684.70	
Roughrider Electric Cooperative	Electricity	96400	\$	2,102.00	1, 2, 3, G
Rummel, Patrick	Risk Management – Travel	96401	\$	182.00	
Runnings Supply, Inc.	Parts & Supplies	96402	\$	152.83	3, Weed
Salvation Army, Belfield & Medora	Budget	96403	\$	750.00	
Southwest Business Machines	Office Supplies	96404	\$	1,455.34	
Kirkwood Scheels	S.O. – Uniforms	96405	\$	89.99	
Schmidt Repair, Inc.	Parts & Supplies	96406	\$	163.35	3
Schneider, Clint	Weed Board – Mileage	96407	\$	73.10	Weed
South Heart Auto Service	Weed – Parts & Repairs	96408	\$	4,701.34	Weed
Sherwin-Williams	Courthouse – Paint	96409	\$	474.02	
Stein’s, Inc.	Courthouse – Maintenance Supplies	96410	\$	416.49	
Southwestern District Health Unit	Taxes	96411	\$	12.23	
Southwest Multi-Co. Correction Ctr.	Prisoner Care	96412	\$	930.00	
Southwest Water Authority	Taxes	96413	\$	3.90	
Southwest Water Authority	Water Usage	96414	\$	223.25	1, 2, 3
Temp. Right Service, Inc.	Courthouse – A/C Motors	96415	\$	575.36	

Thompson, Allan T.	Commissioner – Mileage	96416	\$	100.50	1
Thompson, Joyce	Killdeer Hilltop Home – Mileage	96417	\$	264.00	
Thrifty White Drug	S.O. – Supplies	96418	\$	3.70	
TMI Storage Systems Corp.	Desk Storages & Printer Stand	96419	\$	1,452.00	
Tom’s Service Center	S.O. – Service; Weed – Tires	96420	\$	1,099.70	G, Weed
Tractor & Equipment Company	Parts & Supplies	96421	\$	2,209.97	1, 3
Tractor & Equipment Company	2008 Caterpillar Backhoe	96422	\$	67,120.00	1, 3
Ultramax	S.O. – Supplies	96423	\$	319.50	
Vanguard Appraisals, Inc.	License Fees	96424	\$	9,550.00	
Verizon	Cellular Service	96425	\$	170.37	2, G
Viking Glass	Courthouse – Maintenance Supplies	96426	\$	96.00	
Vogel Law Firm	Land Use Plan	96427	\$	320.00	
Wal-Mart	Courthouse & Shop Supplies	96428	\$	534.57	
Wanner, Dana	Deputy Tax Director – Travel	96429	\$	244.50	
Wanner Western Wear	S.O. – Uniforms	96430	\$	29.99	
Warne Chemical & Equipment .	Weed – Equipment	96431	\$	124.28	Weed
Westlie Crossroads Truck Center	Parts & Supplies	96432	\$	723.63	3
Wolf, Rod & Mony	Courthouse – Paint	96433	\$	3,600.00	
Adams, Kenneth L.	Rough Scoria	96473	\$	616.00	3
Alltel	Cellular Service	96474	\$	388.28	1, 3, G
American Family Life Assurance	Premium	96475	\$	674.82	
American Welding & Gas	Shop Welder	96476	\$	5,719.89	2
Arthaud, Lynn	Tax Director – Travel	96477	\$	410.50	
Billings County Auditor	Tax Deposits	96478	\$	609.76	
Billings County Pioneer	Publishing	96479	\$	416.43	
Billings County Sheriff	S.O. – Travel Expenses	96480	\$	66.41	
Belfield Automotive Supply, Inc.	Parts & Supplies	96481	\$	1,199.47	2, 3, G
Best Energy	Propane	96482	\$	1,148.50	2, 3
Butler Machinery Company	Parts & Supplies	96483	\$	1,577.92	1
California Contractors Supply	Shop Supplies	96484	\$	153.10	3
Cass County Treasurer	Document Preservation Fund	96485	\$	144.00	
Cedar Fencing	Fencing	96486	\$	5,500.00	3
Comfort Inn – Bismarck	Tax Director & D.E.M – Travel	96487	\$	649.00	
Consolidated	Internet Service	96488	\$	240.45	2, 3, W
Custom Design	S.O. – Uniforms	96489	\$	89.00	
Dakota Farm Equipment, Inc.	Parts & Supplies	96490	\$	472.40	2, 3
Dakota Insurance	Property Insurance	96491	\$	20.00	1, 2, 3
Dan’s Interstate Conoco, Inc.	S.O. – Gas	96492	\$	314.83	
DF Lighting Company	Courthouse – Maintenance Supplies	96493	\$	268.86	
Dickinson Press	Publishing	96494	\$	179.56	
Discovery Benefits, Inc.	Administrative Fees	96495	\$	110.25	
Discovery Benefits, Inc.	Premium	96496	\$	2,330.03	
Electronic Communications	D.E.M. – Radio Equipment	96497	\$	1,392.00	
Dickinson Elks 1137	E.M.P.G. Planning – Grant Expense	96498	\$	54.82	
George’s Tire, Ltd.	Tires	96499	\$	808.00	2
Golden Valley County	Social Service	96500	\$	2,830.03	
Golden Valley County	Social Service – Utilities	96501	\$	1,020.04	
Goldenwest Electric Cooperative, Inc.	Radio Tower – Electricity	96502	\$	530.95	
I Keating, Inc.	Courthouse – Maintenance Supplies	96503	\$	99.95	
Information Technology Dept.	S.O. – T-1 Line	96504	\$	437.80	
JB’s Window Cleaning Service	Courthouse – Maintenance	96505	\$	95.00	
J P Steel & Supply	Iron Supplies	96506	\$	68.88	2
K-Mart	Courthouse – Maintenance Supplies	96507	\$	86.87	
Kappel Tree Service, Inc.	Courthouse – Tree Pruning	96508	\$	575.00	
Kirking-Kahl, Orla R.	Gravel Royalties	96509	\$	13,320.00	2
Klang, Keri J.	Ambulance Director – Travel	96510	\$	300.50	
Krebs Machine & Repair	Machine Work	96511	\$	80.00	2
Liberty Doors, LLC	Shop Expense	96512	\$	221.76	2
Lyle Signs, Inc.	Road Signs	96513	\$	336.08	2
Medora, City of...	Courthouse – Utilities	96514	\$	163.74	
Missouri Valley Petroleum, Inc.	Parts & Supplies	96515	\$	70.46	2
N.D. Association of Counties	2010 Workers Comp. Premium	96516	\$	25,690.48	
N.D. 911 Association	2010 Membership Dues	96517	\$	30.00	
N.D.P.E.R.S.	Deferred Comp. Premium	96518	\$	4,049.00	
N.D.P.E.R.S	Retirement	96519	\$	10,532.22	1, 2, 3, W, G
N.D. Teachers Fund	Retirement	96520	\$	208.70	
Newby’s Ace Hardware	Shop & Courthouse – Supplies	96521	\$	368.31	1, 2, G
North Central Ambulance Sales	Down Payment – Ambulance	96522	\$	7,000.00	
O.K. Tire Stores	Tires	96523	\$	2,111.92	3
Outback Lumber Company	Shop Expense	96524	\$	4,173.15	2
Performance Truck Center	Parts & Repairs	96525	\$	2,035.95	1
Pitney Bowes, Inc.	Postage Machine – Supplies	96526	\$	40.79	
Prairie Implement & Equipment	Angle Broom for Bobcat	96527	\$	5,000.00	1
Protint	S.O. – Parts	96528	\$	140.00	
Prudential	Deferred Comp. Premium	96529	\$	50.00	
Pump Systems, Inc.	Parts & Supplies	96530	\$	49.48	1
Qwest	Telephone Service	96531	\$	296.99	1, 2, 3, W, G
Ray’s Auto Electric, Inc.	Parts & Repairs	96532	\$	182.76	3
RDO Equipment Company	Parts & Supplies	96533	\$	212.72	2
Redman (McJunkin) Corporation	Parts & Supplies	96534	\$	157.28	2
Reservation Telephone Cooperative	Telephone Service	96535	\$	56.81	1, 2, 3, G
Rummel, Patrick	D.E.M. – Travel	96536	\$	50.00	
Runnings Farm & Fleet, Inc.	Parts & Supplies; Fencing Materials	96537	\$	3,606.88	2, 3, G

Sax Motor Company	Parts & Supplies	96538	\$	1.82	2
Southwest Business Machines	Office & Courthouse Supplies	96539	\$	912.70	2, 3, G
Schmidt Repair, Inc.	Parts & Supplies	96540	\$	97.35	3
Sherwin – Williams	Courthouse – Paint	96541	\$	207.18	
Sports Awards	Supt. of Schools – Math Trophies	96542	\$	94.50	
Superpumper, Inc.	S.O. – Gas	96543	\$	38.00	
Southwest Multi-Co. Correction Ctr.	Prisoner Care	96544	\$	480.00	
Thompson, Allan T.	Mileage	96545	\$	117.70	1
Tom’s Service Center	S.O. – Parts	96546	\$	72.00	
Tractor & Equipment Company	Parts & Repairs	96547	\$	3,324.22	1
Tractor & Equipment Company	HD Dozer & Reversible Plow	96548	\$	17,985.00	1, 3
Visa	Courthouse – Supplies	96549	\$	1,402.85	
Wal-Mart	Shop & Courthouse – Supplies	96550	\$	465.65	3, G
Wanner Western Wear, Inc.	S.O. – Uniforms	96551	\$	119.96	
Western Fire & Safety, Inc.	Safety Supplies	96552	\$	47.70	2
Westlie Crossroads Truck Center	Parts & Supplies	96553	\$	968.05	3
Wolf, Rod & Mony	Courthouse – Paint	96554	\$	1,382.50	

Payroll in the following amounts were approved for November: General Fund \$85,370.93; Road and Bridge Fund \$82,590.57; Weed Fund \$3,096.20

With there being no further business, Arthaud moved to adjourn the meeting 2 P.M. Thompson seconded.

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Michael E. Kasian, Chairman

Attest: \_\_\_\_\_

Joan Jurgens, Auditor/Treasurer

**BILLINGS COUNTY BOARD OF COUNTY COMMISSIONERS  
SPECIAL MEETING DECEMBER 14, 2009**

The meeting was called to order at 1:00 P.M. with Commissioners Kasian, Arthaud, and Thompson in attendance.

Thompson moved to approve amending the 2009 SW District Health budget by \$1,400.00. This is in addition to the amount amended in November. The reason for the amendment is that when the 2009 budget was drafted, the State Aid revenue was underestimated, therefore the expenditures to pay the money over to the SW District Health Department was also underestimated. Arthaud seconded.

The board approved the 2009 bills on hand, and authorized payment prior to the end of the year.

With there being nothing else on the agenda, Thompson moved to adjourn the special meeting at 1:45. Kasian seconded.

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Michael E. Kasian, Chairman

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Joan Jurgens, Auditor/Treasurer